

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

SUSAN L. WALLINGFORD and GREG )  
E. HAJEK, )  
Plaintiffs, )  
vs. )  
JEFF OLSON, in individual and official )  
capacities; JEROME STEWART, in )  
individual and official capacities; )  
LENNIE HILTNER, in official capacity )  
as Chief of Police, City of Schuyler; )  
LYNN L. BLUM, in official capacity as )  
sheriff, County of Colfax; and SCOTT )  
WIMER, in individual and official )  
capacities, )  
Defendants )

CASE NO: 8:08CV57

ORDER

Before the Court is the Joint Motion and Stipulation for Judgment of Dismissal between Plaintiff Greg E. Hajek and Defendants City of Schuyler, Lennie Hiltner, Jerome Stewart and Scott Wimer. Upon consideration of the Joint Motion and Stipulation, the Court finds that an order should be entered accordingly.

WHEREFORE, IT IS ORDERED that Plaintiff Greg E. Hajek's Complaint and all claims stated therein against Defendants City of Schuyler, along with Lennie Hiltner, Jerome Stewart and Scott Wimer in their individual and official capacities, be dismissed with prejudice and with costs taxed to the parties incurring the same. All actions between Susan L. Wallingford and Defendant Jeff Olson remain active and are currently pending in the United State Court of Appeals for the Eighth Circuit (09-1271).

DATED this 23<sup>rd</sup> day of March, 2009.

BY THE COURT:

s/ Joseph F. Bataillon  
U.S. District Court Judge